

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
EASTERN DIVISION

GUIDEONE TAYLOR BALL  
CONSTRUCTION SERVICES, INC.

Plaintiff

VS.

CIVIL ACTION NO. 1-02-1299

RICKY HURT d/b/a HURT  
ORNAMENTAL IRON WORKS and  
d/b/a RICKY HURT CONSTRUCTION,  
BILLY GRISWELL d/b/a BILLY  
GRISWELL CONSTRUCTION  
COMPANY, and SOUTHERN  
INDUSTRIAL CONTRACTORS

Defendants

FILED BY 8 D.C.  
05 AUG 12 AM 11:59  
CLERK, U.S. DISTRICT COURT  
MEMPHIS, TENNESSEE

**AMENDED RULE 16(b) SCHEDULING ORDER**

Pursuant to the Order of June 17, 2005, the following dates are established as the final dates for:

**INITIAL DISCLOSURES (RULE 26(a)(1): July 28, 2005**

**JOINING PARTIES:**

For Plaintiff: October 7, 2005

For Defendant: November 7, 2005

**AMENDING PLEADINGS:**

For Plaintiff: October 7, 2005

For Defendant: November 7, 2005

**COMPLETING ALL DISCOVERY:**

(a) **REQUESTS FOR PRODUCTION AND**

**INTERROGATORIES:** March 7, 2006

This document entered on the docket sheet in compliance  
with Rule 58 and/or 79 (a) FRCP on 08-15-05

- (b) **REQUESTS FOR ADMISSIONS:** April 7, 2006
- (c) **EXPERT DISCLOSURE (RULE 26(a)(2)):**
  - (i) Plaintiff's Experts: April 14, 2006
  - (ii) Defendant's Experts: May 15, 2006
  - (iii) Supplementation under Rule 26(e): May 26, 2006
- (d) **DEPOSITIONS:** July 7, 2006

**FILING DISPOSITIVE MOTIONS:** August 11, 2006

**FINAL LISTS OF WITNESSES AND EXHIBITS (Rule 26(a)(3)):**

- (a) For Plaintiff: October 5, 2006
- (b) For Defendant: October 20, 2006

Parties shall have ten (10) days after service of final lists of witnesses and exhibits to file objections under Rule 26(a)(3).

The trial in this case is expected to last four to five days.

A jury trial date after November 10, 2006 will be set by the Court.

**OTHER RELEVANT MATTERS:**

Interrogatories, Requests for Production and Requests for Admission must be submitted to the opposing party in sufficient time for the opposing party to respond by the deadline for completion of discovery. For example, if the FED.R.CIV.P. allow 30 days for a party to respond, then the discovery must be submitted at least 30 days prior to the deadline for completion of discovery.

Motions to compel discovery are to be filed and served by the discovery deadline or within 30 days of the default or service of the response, answer, or objection which is the subject of the motion if the default occurs within 30 days of the discovery deadline, unless the time for filing of such motion is extended for good cause shown, or any objection to the default, response, or answer shall be waived.

The parties are reminded that pursuant to Local Rule 7(a)(1)(A) and (a)(1)(B), all motions, except motions pursuant to FED.R.CIV.P. 12, 56, 59, and 60, shall be accompanied by a proposed Order and a Certificate of Consultation.

The opposing party may file a response to any motion filed in this matter. Neither party may file an additional reply, however, without leave of the court. If a party believes that a reply is necessary, it shall file a motion for leave to file a reply accompanied by a memorandum setting for the reasons for which a

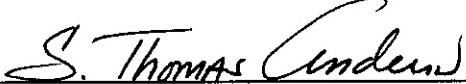
reply is required.

At this time, the parties have not given consideration to whether they wish to consent to trial before the magistrate judge. The parties will file a written consent form with the court should they decide to proceed before the magistrate judge.

*The parties are encouraged to engage in court-annexed attorney mediation or private mediation on or before the close of discovery.*

This Order has been entered after consultation with trial counsel pursuant to notice. Absent good cause shown, the scheduling dates set by this Order will not be modified or extended.

**IT IS SO ORDERED.**

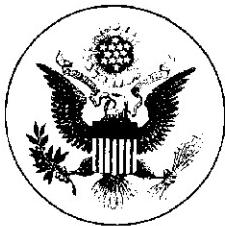
  
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**S. THOMAS ANDERSON**  
**UNITED STATES MAGISTRATE JUDGE**

DATE: August 12, 2005

**APPROVED FOR ENTRY:**

William M. Jeter by 3CR w/ permission  
WILLIAM M. JETER (4579) 7/13/05  
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## Notice of Distribution

This notice confirms a copy of the document docketed as number 44 in case 1:02-CV-01299 was distributed by fax, mail, or direct printing on August 15, 2005 to the parties listed.

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Honorable James Todd  
US DISTRICT COURT